



THE STATE OF NEVADA
PERMIT TO APPROPRIATE WATER

Name of applicant: **TIM & MARGARITA J. DELONG AS CO-TRUSTEES
UNDER THE TIM DELONG FAMILY TRUST AGREEMENT**

Source: **UNDERGROUND**

Basin: **BLACK ROCK DESERT**

Manner of Use: **STOCKWATERING**

Period of Use: **January 1st to December 31st**

Priority Date: **12/23/1999**

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued with the express understanding that any existing use of the public range by authorized users will not be impaired or adversely affected by approval of this permit.

The point of diversion and place of use are as described on the submitted application to support this permit.

(Continued on Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **and not to exceed 0.0156 cubic feet per second or 11.2 acre-feet annually or sufficient water for 500 cows.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

December 9, 2009

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

December 9, 2011

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 9th day of December, A.D. 2008

K.D. Hill P.E.
for State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

llb

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADADate of filing in State Engineer's Office DEC 23 1999

Returned to applicant for correction _____

Corrected application filed _____

Map filed DEC 23 1999

The applicant **Tim & Margarita J. DeLong** as co-trustees under the **Tim DeLong Family Trust Agreement**, hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is **underground**
2. The amount of water applied for is **0.0155 cfs** second-feet
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **stockwatering purposes**
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated
 - (b) Stockwater, state number and kinds of animals to be watered **500 head of cattle**
 - (c) Other use (describe fully under No. 12. "Remarks")
 - (d) Power:
 - (1) Horsepower developed
 - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point **within the SE¼ SE¼ of Section 23, T.35N., R.30E., MDB&M (unsurveyed), or at a point from which the SE corner of Section 36, T.35N., R.30E., MDB&M bears S 29° 00' 29" E a distance of 13,307.95 feet.**
6. Place of Use **SE¼ SE¼ of Section 23, T.35N., R.30E., MDB&M (unsurveyed)**
7. Use will begin about **January 1** and end about **December 31** of each year.
8. Description of proposed works **drilled well, pump, motor, pipeline, and stockwatering trough**
9. Estimated cost of works **in excess of \$2,000**
10. Estimated time required to construct works **1 year**
11. Estimated time required to complete the application of water to beneficial use **2 years**

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12. Remarks: Applicants wish to begin immediate use of this water. Due to wildfires this summer, an emergency situation exists concerning the availability of stockwater on the applicants' grazing allotments.

Desert Mountain Surveying as agent
By John H. Milton III, PLS, SWRS
By s/John H. Milton III
146 West Second Street
Winnemucca, NV 89445

Compared my/cmf

Protested On 3-10-2000 by Bureau of Land Management, Winnemucca District
Pro. Overruled 9-19-2008 See Ruling #5891
